



Exempt Action Final Regulation Agency Background Document

Agency name	Virginia Department of Health
Virginia Administrative Code (VAC) citation	12VAC5-371-150
Regulation title	Rules and Regulations for the Licensure of Nursing Facilities
Action title	To amend the section related to patient's rights
Final agency action date	October
Document preparation date	

When a regulatory action is exempt from executive branch review pursuant to § 2.2-4002 or § 2.2-4006 of the Virginia Administrative Process Act (APA), the agency is encouraged to provide information to the public on the Regulatory Town Hall using this form.

Note: While posting this form on the Town Hall is optional, the agency must comply with requirements of the Virginia Register Act, the *Virginia Register Form, Style, and Procedure Manual*, and Executive Orders 36 (06) and 58 (99).

Summary

Please provide a brief summary of all regulatory changes, including the rationale behind such changes. Alert the reader to all substantive matters or changes. If applicable, generally describe the existing regulation.

House Bill 2345(CHAP163) and Senate Bill 1229 (CHAP164) of the 2007 Session of the General Assembly amended § 32.1-127 of the Code of Virginia by requiring nursing facilities to register with the Criminal Records Bureau of the Virginia State Police (VSP) to receive notice of the registration of any sex offender within the same or a contiguous zip code as the nursing facility and to ascertain whether a potential resident is a registered sex offender.

Statement of final agency action

Please provide a statement of the final action taken by the agency including (1) the date the action was taken, (2) the name of the agency taking the action, and (3) the title of the regulation.

The State Health Commissioner, acting for the Board of Health when not in session, adopted these amendments to 12VAC5-371-150 on December **, 2007.

Family impact

Assess the impact of this regulatory action on the institution of the family and family stability.

There is no direct impact on the institution of the family or family stability.